

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA**

**UNITED STATES OF AMERICA,**

**Plaintiff,**

**vs.**

**SAMUEL F. ROSADO-GUZMAN,**

**Defendant.**

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**8:10CR189**

**ORDER**

This matter is before the Court on the motion of defendant Samuel F. Rosado-Guzman (Rosado-Guzman) to enlarge time (Filing No. 18). The motion does not comply with NECrimR 12.3 (a) and paragraph 9 of the Progression Order (Filing No. 12) in that the motion is not accompanied by the defendant's affidavit or declaration stating that defendant:

- (1) Has been advised by counsel of the reasons for seeking an extension;
- (2) Understands that the time sought by the extension may be excluded from any calculation of time under the Speedy Trial Act, 18 U.S.C. § 3161 *et seq.*; and
- (3) With this understanding and knowledge, agrees to the filing of the motion.

Accordingly, the motion (Filing No. 18) is :

( X ) Held in abeyance pending compliance with NECrimR 12.3(a) and Paragraph 9 of the Progression Order. Absent compliance **on or before November 20, 2011**, the motion will be deemed withdrawn and termed on the docket.

( ) Denied.

**IT IS SO ORDERED.**

DATED this 16th day of November, 2011.

BY THE COURT:

s/Thomas D. Thalken  
United States Magistrate Judge